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MEMO ENDORSED

July 2, 2007

VIA Fax (914) 390-4152

Honorable Colleen McMahon
United States District Judge
Daniel Patrick Moynihan
United States Courthouse
500 Pearl St., Room 640
New York, NY 10007

Re: Pacific Health Advantage d/b/a PacAdvantage v. Cap
Gemini Ernst & Young
Case No. 07 Civ. 3725 (CM)
Our File No.: 2227.70

Dear Judge McMahon:

We represent the Plaintiff, Pacific Health Advantage d/b/a PacAdvantage, in the above-referenced matter. By way of background, on March 19, 2007 this action was removed from San Francisco County Superior Court to the United States District Court, Northern District of California. The case was subsequently transferred to this Court on May 11, 2007.

On May 31, 2007, Defendant filed a Motion to Dismiss the Complaint in this Court and served the motion on Plaintiff's California counsel on the same date. We have recently been appointed as New York counsel, and have only recently received the Motion to Dismiss. We filed a Notice of Appearance on June 29, 2007, and we await receipt of California counsel's file materials.

Accordingly, we spoke with Defendant's counsel and requested an extension of time until July 31, 2007 to oppose the Motion to Dismiss. Defendant's counsel agreed, provided that Defendant's time to reply be extended to August 13, 2007, and that the initial conference currently scheduled for July 13, 2007 be adjourned. We agreed.

As a result, the parties are submitting the attached stipulation reflecting these agreed upon dates. Defendant's counsel will be sending a separate letter requesting an adjournment of the initial conference, with proposed alternative dates. We respectfully request that Your Honor

7/4/07 OK - He motion with the denied at - per trial conference + to held at Sept. 14, 2007 at 1:00 pm (Colleen M)

MARIN / GOODMAN, LLP

Attorneys At Law

July 2, 2007

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consent to the briefing schedule by so-ordering the attached stipulation.

Thank you for your attention in this matter.

Respectfully submitted,



Robert L. Kraselnik

Enc.

cc: VIA Fax (212) 294-4700

Gerald D. Silver
Winston & Strawn LLP
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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

-----X
PACIFIC HEALTH ADVANTAGE d/b/a,
PACADVANTAGE,

Plaintiff,

Case No. 07 Civ 3725 (CM)

- against -

STIPULATION

CAP GEMINI ERNST & YOUNG,

Defendant.

-----X

IT IS HEREBY STIPULATED AND AGREED that the time for Plaintiff
PACIFIC HEALTH ADVANTAGE d/b/a, PACADVANTAGE to oppose the motion of
Defendant CAPGEMINI U.S. LLC, formerly known as CAP GEMINI ERNST &
YOUNG U.S. LLC ("~~Capgemini~~"), to Dismiss the Complaint is hereby extended to July 31,
2007. It is further stipulated that the time for Defendant ~~Capgemini~~ to serve its Reply in
Support of its Motion to Dismiss the Complaint is hereby extended until August 13, 2007

Dated New York, New York
June 29, 2007



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So Ordered: _____